

United States District Court  
Northern District of California

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

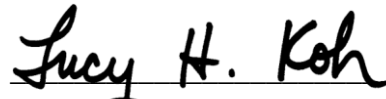
NATHALIE THUY VAN,  
Plaintiff,  
v.  
LANGUAGE LINE, LLC,  
Defendant.

Case No. 14-CV-03791-LHK

**VERDICT FORM**

**IT IS SO ORDERED.**

Dated: July 28, 2016



LUCY H. KOH  
United States District Judge

We, the Jury, unanimously answer the questions submitted to us as follows:

**I. OVERTIME CLAIMS**

Question No. 1

Was Ms. Van either not paid, or paid at a rate lower than the legal overtime compensation rate, for any overtime hours in excess of 8 hours per day or 40 hours per week that Ms. Van worked for Language Line, LLC?

\_\_\_\_\_ Yes \_\_\_\_\_ No

*If your answer is "Yes," continue to Question No. 2. If your answer is "No," answer no further "Overtime Claims" questions and go to Question No. 7.*

Question No. 2

Did Language Line, LLC know, or should Language Line, LLC have known, that Ms. Van worked these overtime hours?

\_\_\_\_\_ Yes \_\_\_\_\_ No

*If your answer is "Yes," continue to Question No. 3. If your answer is "No," answer no further "Overtime Claims" questions and go to Question No. 7.*

Question No. 3

Was Language Line LLC's violation of the Fair Labor Standards Act willful?

\_\_\_\_\_ Yes \_\_\_\_\_ No

*Continue to Question No. 4.*

Question No. 4

How many overtime hours in excess of 40 hours per week did Ms. Van work for Language Line, LLC for which she was either not paid, or paid at a rate lower than the legal overtime compensation rate?

\_\_\_\_\_ hour(s) from August 21, 2010 to August 20, 2011

\_\_\_\_\_ hour(s) from August 21, 2011 to August 20, 2012

\_\_\_\_\_ hour(s) from August 21, 2012 to December 9, 2015

*Continue to Question No. 5.*

Question No. 5

How many overtime hours in excess of eight hours per day did Ms. Van work for Language Line, LLC for which she was either not paid, or paid at a rate lower than the legal overtime compensation rate?

\_\_\_\_\_ hour(s) from August 21, 2010 to December 9, 2015

*Continue to Question No. 6.*

Question No. 6

What is the amount of overtime wages Language Line, LLC owes Ms. Van?

\$\_\_\_\_\_.

*Continue to Question No. 7.*

**II. MEAL & REST PERIOD CLAIM**

Question No. 7

The Court has determined that Language Line, LLC did not provide meal and/or rest periods to Ms. Van as follows: one day with no meal period, one day with no meal period and missing one rest break, two days missing two rest breaks, and 129 days missing one rest break. These are listed in Jury Instruction No. 21. What is the amount of damages Language Line, LLC owes Ms. Van for these failures to provide meal periods and/or rest breaks?

\$\_\_\_\_\_.

*Continue to Question No. 8.*

Question No. 8

Excluding the days already found by the Court in Jury Instruction No. 21, did Language Line, LLC require Ms. Van to work five or more hours in any workday without providing her at least one 30 minute meal period?

\_\_\_\_\_ Yes \_\_\_\_\_ No

*Continue to Question No. 9.*

Question No. 9

Excluding the days already found by the Court in Jury Instruction No. 21, did Language Line, LLC fail to permit and authorize Ms. Van to take one 10 minute rest break for shifts from 3.5 to 6 hours in length and two 10 minute rest breaks for shifts from 6 to 10 hours in length?

\_\_\_\_\_ Yes \_\_\_\_\_ No

*If you answered "No" to Question No. 8 and Question No. 9, then skip Question No. 10 and go to Question No. 11. If you answered "Yes" to either or both Question No. 8 and Question No. 9, then continue to Question No. 10.*

Question No. 10

Excluding the days already found by the Court in Jury Instruction No. 21 and excluding any damages you awarded in your answer to Question No. 7, what is the amount of damages Language Line, LLC owes for not providing meal periods and/or rest breaks to Ms. Van?

\$\_\_\_\_\_.

*Continue to Question No. 11.*

**III. WAGE STATEMENTS CLAIM**

Question No. 11

Did Language Line, LLC knowingly and intentionally fail to provide Ms. Van accurate itemized wage statements?

\_\_\_\_\_ Yes \_\_\_\_\_ No

*If your answer is "Yes," continue to Question No. 12. If your answer is "No," do not answer any further questions and have the presiding juror sign and date this verdict form.*

Question No. 12

In how many pay periods did Language Line, LLC knowingly and intentionally fail to provide Ms. Van with accurate itemized wage statements?

\_\_\_\_\_ Pay period(s)

*Continue to Question No. 13.*

Question No. 13

What is the amount of damages Language Line, LLC owes to Ms. Van for failing to provide accurate itemized wage statements?

\$\_\_\_\_\_.

*Have the presiding juror sign and date this verdict form.*

Signed: \_\_\_\_\_

Presiding Juror

Dated: \_\_\_\_\_

*After the verdict form has been signed, notify the Bailiff that you have reached a verdict.*

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